

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

J.P. VINHOS, S.A.

Petitioner,

v.

SPOKANE WINERY, INC.  
d/b/a CATERINA WINERY CORPORATION

Respondent.



Cancellation No. 92/028,504

744234

**RESPONSE TO BOARD ORDER**

Responsive to the Board's March 4, 2005 Order, Petitioner advises the Board that a Settlement Agreement has been entered between the parties pursuant to which an order is to be sought from the District Court in Civil Action No. 99-3627(WHW) "directing the Commissioner of Trademarks to issue concurrent use registrations pursuant to Section 2(d) of the Trademark Act of 1946". However, as of this date, an Order has not yet been presented to the Court for endorsement and entry.

Respectfully submitted,

J.P. VINHOS S.A.

By:

*Simor Moskowitz*

Simor L. Moskowitz  
JACOBSON HOLMAN, PLLC.  
Attorneys for Petitioner  
400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
(202) 393-5350

Date: April 4, 2005  
Atty. Docket: I-4034



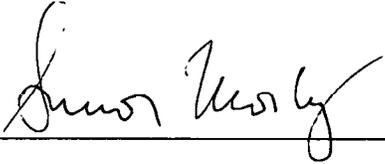
04-04-2005

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing RESPONSE TO BOARD ORDER was served via first class mail, postage pre-paid, upon:

James B. Daniels, Esq.  
Budd Lerner Rosenbaum Greenberg & Sade  
150 John F. Kennedy Parkway, CN 1000  
Short Hills, NJ 07078-0999

this 4<sup>th</sup> day of April, 2005.



---